

THE CITY OF SAN DIEGO, CALIFORNIA  
MINUTES FOR REGULAR COUNCIL MEETING  
OF  
TUESDAY, NOVEMBER 14, 1989  
AT 9:00 A.M.  
IN THE COUNCIL CHAMBERS - 12TH FLOOR

CHRONOLOGY OF THE MEETING:

The meeting was called to order by Mayor O'Connor at 10:22 a.m.  
Deputy Mayor McCarty recessed the meeting at 12:12 p.m. to reconvene  
at 2:00 p.m.

The meeting was reconvened by Mayor O'Connor at 2:11 p.m. with  
Council Member Wolfsheimer not present. Deputy Mayor McCarty  
adjourned the meeting at 5:26 p.m.

ATTENDANCE DURING THE MEETING:

- (M) Mayor O'Connor-present
- (1) Council Member Wolfsheimer-excused by R-274810  
(vacation)
- (2) Council Member Roberts-present
- (3) Council Member McColl-present
- (4) Council Member Pratt-present
- (5) Council Member Struiksmma-present
- (6) Council Member Henderson-present
- (7) Council Member McCarty-present
- (8) Council Member Filner-present  
Clerk-Abdelnour (tm/jb)

FILE LOCATION: MINUTES

ITEM-300: ROLL CALL

Clerk Abdelnour called the roll:

- (M) Mayor O'Connor-present
- (1) Council Member Wolfsheimer-not present
- (2) Council Member Roberts-present
- (3) Council Member McColl-not present
- (4) Council Member Pratt-present
- (5) Council Member Struiksmma-present
- (6) Council Member Henderson-present
- (7) Council Member McCarty-present
- (8) Council Member Filner-present

ITEM-310: (R-90-745) ADOPTED AS RESOLUTION R-274688

Proclaiming November 14, 1989 to be "Catholic Worker Day" in San Diego and commending the volunteers for their commitment to those in greatest need of service in San Diego.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: D010-045.)

MOTION BY HENDERSON TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-not present, Roberts-yea, McColl-yea, Pratt-yea, Struiksmma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-311: WELCOMED

Welcoming a group of approximately 25 students from Christian Elementary School, accompanied by their teacher, Sherry Barron. This group will arrive at approximately 10:30 a.m.  
(District-7.)

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A300-313.)

ITEM-330: (O-90-85) DEEMED DENIED

Proposal to extend the period of time for Ordinance O-17186 N.S., adopted November 21, 1988, affecting the community planning area of Otay Mesa, for a period up to an additional year. This Ordinance prevented hearings for development applications within a portion of Otay Mesa for a period of one year, and was enacted to preserve Otay Mesa for consideration as a potential future site of a regional

commercial airport pending completion of the Airport System Plan Update by the San Diego Association of Governments.

This study has not yet concluded and Otay Mesa is under consideration as the site of a regional commercial airport and also as part of a multiple airport alternative. The proposal also includes consideration of a revision to the boundaries covered by this ordinance.

(District-8.)

Introduction of an Ordinance amending O-17186 N.S., extending the period of time.

FILE LOCATION: LAND - Otay Mesa Community Plan

COUNCIL ACTION: (Tape location: A313-C350;D053-G050.)

Hearing began at 10:47 a.m. and recessed at 12:12 p.m.

Testimony in favor given by Nancy Palmtag.

Hearing resumed at 2:15 p.m. and halted at 4:18 p.m.

Testimony in opposition given by Richard Alvord, Gerald Benowitz, Mark McLaren, Paul Robinson, Scott Sabul, Douglas Cook, Jack Dimond, Robert Childers, Lynn Heidel, Matt Peterson, Paul Peterson, Marylynn Brown-Bellman, Jeff Wissler, Mike Vogt, Liz Hutcheson, William B. Rick, Mac Strobl, David Poole, Michael Murphy, Barry Ross, Tim O'Rielly, Kimberly Buttemer, Tony Blas, Ken Stitt, Joe Ellis and David Dalton.

Neutral Testimony given by Thomas Silvai and Stephen Kerch.

MOTION BY ROBERTS TO APPROVE NONE OF THE RECOMMENDED BOUNDARIES

AND EXTEND THE EXISTING MORATORIUM FOR 60 DAYS TO ALLOW THE RESIDENTIAL AREA NORTH OF OTAY MESA ROAD TO GO TO A PLANNING COMMISSION HEARING. ALLOCATE \$18,000 TO PAY FOR THE STUDY BY SANDAG, AND REQUEST A DECISION BACK FROM THEM IN 60 DAYS. IN

FEBRUARY, MAKE A RECOMMENDATION WITH RESPECT TO A SINGLE ALTERNATIVE FOR OTAY MESA. Second by McColl. Failed due to a lack of five affirmative votes as follows: Wolfsheimer-not present, Roberts-yea, McColl-yea, Pratt-nay, Struiksma-nay, Henderson-nay, McCarty-nay, Filner-nay, Mayor O'Connor-yea.

ITEM-331: WITHDRAWN

(Continued from the meetings of September 26, 1989, Item 331 and October 3, 1989, Item S502; last continued at the request of Mission Valley West and Marriott Hotels for time to discuss alignment of the Via Las Cumbres Overpass/Interchange.)

Appeal of Mission Valley West, by Edward B. Romanow, from

the decision of the Planning Commission in granting Planned Commercial Development Permit PCD-88-0948 (Mission Valley Marriott), proposing to develop a hotel complex with 296 rooms, located south of Hotel Circle South, east of I-8/Taylor Street interchange and west of the I-8/Hotel Circle South interchange. The subject property (approximately 11.66 acres) is further described as Lot 2 and a portion of Lot 3, Evelyn Terrace Map-5500, in Zone CR, in the Mission Valley Community Plan area. (PCD-88-0948. District-5.)

Subitem-A: (R-90- )

Adoption of a Resolution certifying that the information contained in Environmental Mitigated Negative Declaration EMND-88-0948 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said declaration has been reviewed and considered by the Council.

Subitem-B: (R-90- )

Adoption of a Resolution granting or denying the appeal and granting or denying the permit, with appropriate findings to support Council action.

FILE LOCATION: PERM - PCD-88-0948

COUNCIL ACTION: (Tape location: A014-084; A084-131.)

Motion by Filner to continue Items 331, 332, 333 at the request of Council Member Elect Linda Bernhardt to allow her to vote on these items. No second.

**MOTION BY STRUIKSMA TO ACCEPT THE WITHDRAWAL SUBMITTED BY THE APPLICANT AND TO DIRECT THE CITY ENGINEER TO WORK WITH THE REVISED VIA LAS CUMBRES OVERPASS/INTERCHANGE PLAN FOR THE EVELYN TERRACE AREA IN MISSION VALLEY, AS JOINTLY SUBMITTED BY MARRIOTT HOTELS, ATLAS HOTELS PCD 88-0948 AND AS REVIEWED AND ACCEPTED BY CALTRANS, FOR THE PURPOSE OF THE CITY ADHERING TO THAT PLAN AS CLOSELY AS TRAFFIC SAFETY DESIGN AND PROPER TRAFFIC PLANNING FOR THE AREA WILL PERMIT. Second by McCarty. Passed by the following vote: Wolfsheimer-not present, Roberts-yea, McColl-not present, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.**

ITEM-332:

(Continued from the meetings of June 13, 1989, Item 334, and August 8, 1989, Item 336; last continued at Council

Member Struiksma's request, for further review.)

A proposal to adopt the Mission Valley Planned District Ordinance (PDO) for the purpose of implementing the adopted Mission Valley Community Plan. The entire community is proposed to be rezoned from City-wide zones to PDO zones.

The zone boundaries are consistent with the adopted community plan land use designations.

The planned district also involves three overlay districts which would regulate: 1) development intensity in the Mission Valley community and a portion of the Linda Vista community; 2) the San Diego River area; and 3) hillside areas. The development intensity currently permitted by the adopted community plan and the existing adopted ordinance would be maintained. Under the planned district framework, most projects would be processed through a discretionary Mission Valley Development Permit.

No changes to the existing boundaries of the Hillside Review Overlay (HR) Zone, the Floodway (FW) Zone, or the Floodplain Fringe (FPF) Zone are proposed.

Copies of the complete draft Mission Valley Planned District Ordinance and detailed zoning and overlay district maps are available at the Planning Department upon request.

(District-5.)

Subitem-A: (R-89-2413) ADOPTED AS RESOLUTION R-274729

Adoption of a Resolution certifying that the information contained in Environmental Impact Report EIR-84-0194 and Addendum 88-0462 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said report and addendum have been reviewed and considered by the Council and readopting appropriate findings of mitigation, feasibility or project alternatives and statement of overriding considerations pursuant to California Public Resources Code Section 21081.

Subitem-B: (O-89-230) INTRODUCED AS AMENDED, TO BE ADOPTED  
DECEMBER 4, 1989

Introduction of an Ordinance approving the Planned District.

Subitem-C: (O-89-231) INTRODUCED, TO BE ADOPTED DECEMBER  
4, 1989

Introduction of an Ordinance rezoning various portions of Mission Valley.

FILE LOCATION: LAND - Mission Valley Planned District

COUNCIL ACTION: (Tape location: A014-084;G075-H375.)

Motion by Filner to continue Items 331, 332, 333 at the request of Council Member Elect Linda Bernhardt to allow her to vote on these items. No second.

Hearing began at 4:21 p.m. and halted at 5:24 p.m.

Mayor O'Connor left at 4:35 p.m.

Council Member Henderson entered at 4:45 p.m.

MOTION BY STRUIKSMA TO APPROVE HIS RECOMMENDED AMENDMENTS TO THE

ORDINANCE SUBMITTED AS FOLLOWS: PAGES 19-20: "F. RIVER SETBACK AND YARD; 4. THE PROVISIONS OF THIS SECTION MAY BE MODIFIED TO PERMIT CONSTRUCTION OF PARKING STRUCTURES IN EXISTING PAVED PARKING AREAS WHERE REQUIRED PARKING WILL BE LOST DUE TO PUBLIC IMPROVEMENTS SUCH AS STREETS, LRT CONSTRUCTION , FLOOD MANAGEMENT IMPROVEMENTS AND WETLANDS ENHANCEMENT. A MINIMUM OF

20 FOOT WIDE BUFFER BETWEEN THE FLOODWAY AND ABUTTING DEVELOPMENT AND IMPROVEMENTS SHALL BE PROVIDED IN ACCORDANCE

WITH THE WETLANDS MANAGEMENT ELEMENT OF THE MISSION VALLEY COMMUNITY PLAN. SUCH PARKING STRUCTURES SHALL ONLY BE PERMITTED AFTER DISCRETIONARY REVIEW, INCLUDING DESIGN REVIEW, AND APPROVAL." PAGE 44 "D. TRANSIT RIGHT-OF-WAY - DEVELOPERS OF LAND, WHICH INCLUDE LIGHT RAIL TRANSIT (LRT) PROJECTS DESIGNATED BY MTDB, WILL BE REQUIRED TO RESERVE AND/OR DEDICATE, AT NO COST TO THE CITY OR MTDB, ALL NECESSARY RIGHTS-OF-WAY FOR THE ALIGNMENT AND ANY REQUIRED STATIONS, EXCLUSIVE OF PARKING LOTS. ADDITIONAL CONTRIBUTIONS OF THE EQUIVALENT COST OF CONSTRUCTION OF AN AT-GRADE LRT FACILITY AND STATION, EXCLUSIVE OF LRT VEHICLES, MAY BE NEGOTIATED AS PART OF PROJECT REVIEW AND APPROVALS. RESERVATIONS AND/OR DEDICATIONS OF RIGHTS-OF-WAY FOR LIGHT RAIL TRANSIT (LRT) LINES SHALL CONFORM TO THE DIMENSIONS AND GEOMETRIC DESIGN CRITERIA OUTLINED IN THE METROPOLITAN TRANSIT DEVELOPMENT BOARD (MTDB) STANDARDS, INCLUDING NECESSARY RIGHT-OF-WAY FOR TWO TRACKS ON LEVEL GROUND AND ANY NECESSARY ADDITIONAL AREA OF WIDTH AT STATION AREAS. THE RESERVATION OF SUCH RIGHT-OF-WAY CONSTITUTES AN IRREVOCABLE OFFER TO DEDICATE , AT NO COST, WHEN SO REQUESTED BY THE CITY OR MTDB. THE PROVISION OF TRANSIT RIGHT-OF-WAY WILL COMPLEMENT FUNDING AVAILABLE THROUGH THE SAN DIEGO TRANSPORTATION IMPROVEMENT PROGRAM (PROPOSITION A) AND THE MISSION VALLEY PUBLIC FACILITIES FINANCING PLAN. IN ADDITION, AND ONLY IF NEEDED TO SUPPLEMENT THE ABOVE LRT FINANCING PROGRAMS, AN ASSESSMENT DISTRICT TO FUND LRT CONSTRUCTION MAY BE CONSIDERED. ANY SUCH ASSESSMENT DISTRICT WILL INCLUDE THE FOLLOWING PROVISIONS: (A) A COST BENEFIT STUDY SHALL BE PREPARED WHICH SHALL GIVE CREDIT TO

PREVIOUS DEVELOPMENTS WHICH HAVE MADE CONTRACTUAL COMMITMENTS TO

THE LRT, INCLUDING LAND DEDICATIONS AND CONTRIBUTIONS TO LRT CONSTRUCTION. (B) ANY PROPERTY OWNER WHO WISHES TO MAKE A RIGHT-OF-WAY DEDICATION OR LRT CONSTRUCTION CONTRIBUTION IN LIEU OF AN ASSESSMENT OR PORTION OF AN ASSESSMENT MAY DO SO".

APPROVE ADDITIONAL CHANGES AS FOLLOWS: PAGE 6, SECTION 103.2104(B): CHANGE THE MAXIMUM 5,000 SQUARE FEET TO 12,000 SQUARE FEET WITH RESPECT TO THE LAST TWO SENTENCES IN PARAGRAPH 3, AND HAVE ONE CITY-WIDE SIGN ORDINANCE. REMOVE THE SENTENCES REGARDING LANDSCAPE REQUIREMENTS FOR INTERIOR AND EXTERIOR MODIFICATIONS. Second by McColl. Passed by the following vote:

Wolfsheimer-not present, Roberts-not present, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-not present, Mayor O'Connor-not present.

MOTION BY STRUIKSMA TO APPROVE THE RECOMMENDED CHANGES TO THE CHART IN THE ORDINANCE ON PAGE 15, ADDRESSING DISTRICT C, BY DELETING THE ASTERISK ON 150 AND 417. Second by McColl. Passed

by the following vote: Wolfsheimer-not present, Roberts-not present, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-not present, Mayor O'Connor-not present.

(NOTE: IN A SUBSEQUENT RULING, THE CITY ATTORNEY OPINED THIS ACTION TO BE INEFFECTIVE BECAUSE OF NOTICING AND ENVIRONMENTAL REVIEW DEFECTS.

ITEM-333:

(Continued from the meetings of September 11, 1989, Item 54 and October 31, 1989, Item 200; last continued at Council Member McColl's request, to allow the Councilmembers to visit the sites.)

Three actions relative to rezoning properties in the Linda Vista area to implement the Single-Family Neighborhood Protection Ordinance:

(Case-89-0715. Linda Vista Community Area. District-5.

Introduced as amended on 8/8/89. Council voted 8-0.

District 4 not present.)

Subitem-A: (O-90-20 Rev.4) ADOPTED AS AMENDED AS  
ORDINANCE O-17387 (New  
Series)

19891114

Incorporating various properties located within the Linda Vista Community Plan area, into R1-5000 Zone or R1-8000 Zone, in order to implement the Single-Family Neighborhood Protection Ordinance.

Subitem-B: (O-90-63) DENIED

Incorporating various properties located within the Linda Vista Community Plan area into R1-5000 Zone or R1-8000 Zone, in order to implement the Single-Family Protection Neighborhood Ordinance.

Subitem-C: (O-90-64 Rev.1) ADOPTED AS AMENDED AS ORDINANCE O-17389 (New Series)

Incorporating various properties located within the Linda Vista Community Plan area, into R1-5000 Zone or R1-8000 Zone, in order to implement the Single-Family Neighborhood Protection Ordinance.

FILE LOCATION: LAND - Linda Vista Community Plan

COUNCIL ACTION: (Tape location: A014-084; A141-300.)

Motion by Filner to continue Items 331, 332, 333 at the request of Council Member Elect Linda Bernhardt to allow her to vote on these items. No second.

Hearing began at 10:34 a.m. and halted at 10:46 a.m.

MOTION BY STRUIKSMA TO MOVE THE NEIGHBORHOOD REQUESTS AS IT RELATES TO THE TWO AREAS OF PROPERTY IN THAT THE EXISTING ZONING SHALL REMAIN THE WAY IT IS. Second by McCarty. Passed by the following vote: Wolfsheimer-not present, Roberts-nay, McColl-not present, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-nay, Mayor O'Connor-yea.

ITEM-334:

(Continued from the meeting of August 8, 1989, Item 340C; trailed from the meeting of October 30, 1989 and continued from the meeting of October 31, 1989, Item 215; last continued at Council Member McColl's request, to allow the Councilmembers to visit the sites.)

Matters of:

Rezoning Subarea 4E (Coolidge Street portion of the Linda Vista Community Plan) from Zone R-3000 to Zone R1-5000 and classifying it as a protected single-family neighborhood.

Some areas proposed for single-family classification in this community currently have multi-family zoning. Rezones to single-family zones are proposed in this area to implement the single-family classification.

(Case-89-0749. District-5.)

Subitem-A: (O-90-35) DENIED

Introduction of an Ordinance for R1-5000 Zoning.

Subitem-B: (R-90-203 Rev. 2) DENIED

Adoption of a Resolution classifying the area as a protected single-family neighborhood.

FILE LOCATION: ZONE - Ord. No.

COUNCIL ACTION: (Tape location: A141-300.)

Hearing began at 10:34 a.m. and halted at 10:46 a.m.

MOTION BY STRUIKSMA TO MOVE THE NEIGHBORHOOD REQUESTS AS IT RELATES TO THE TWO AREAS OF PROPERTY IN THAT THE EXISTING ZONING SHALL REMAIN THE WAY IT IS. Second by McCarty. Passed by the following vote: Wolfsheimer-not present, Roberts-nay, McColl-not present, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-nay, Mayor O'Connor-yea.

ITEM-335: (R-90- ) CONTINUED TO NOVEMBER 21, 1989, AT 2:00 P.M.

(Parcels 551-390-42, 551-390-43 and 543-270-06 were continued from the meeting of October 31, 1989, Item 332, at Council Member Pratt's request, to allow staff to review the time and material charges.)

Confirming the costs of weed abatement against the following properties:

(See City Manager Report CMR-89-497.)

Parcel No.	Amount
551-390-42	\$29,624.43
551-390-43 (District-4.)	
543-270-06 (District-3.)	\$ 1,604.51

Authorizing the Fire Chief to bill the affected property owners for the costs of weed abatement to the City; authorizing the City Clerk, on or before August 10, 1990, to forward a copy of this resolution, together with a copy of the Report of the Fire Chief, to the Office of the County Recorder for filing as a lien against each affected parcel, and a copy to the County Auditor for recording on the assessment roll for each affected parcel.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: D046-052.)

MOTION BY HENDERSON TO CONTINUE TO NOVEMBER 11, 1989, AT THE CITY MANAGER'S REQUEST. Second by Struiksma. Passed by the

following vote: Wolfsheimer-not present, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

THE I-15 SECTOR OF THE CITY CONSOLIDATED AMENDMENTS  
ITEM-336:

JEROME'S FURNITURE WAREHOUSE (Jerome's)

The proposed project is in the I-15 sector of the City, within the Scripps Miramar Ranch Community Plan area, located in the northeastern portion of the community between I-15 and the intersection of Treena and Hibert Streets. The subject property is more particularly described as Parcel 1, Map-8763.

The project proposes amending the community plan to change the land use designation of a 3.9-acre parcel from industrial park to community commercial; amending the General Plan; and a rezoning from Zone M-IP (Manufacturing - Industrial Park) to Zone CA (Area Shopping Center), to permit the development of a 70,000 square foot furnishing sales/warehouse.

(Case-89-0488. District-5.)

3HJC PARTNERSHIP (3HJC)

Proposal to amend the Rancho Bernardo Community Plan to redesignate approximately 2.67 acres of a 5.67 acre parcel from private recreation to low density residential development (1-9 dwelling units per acre). This amendment would permit development of 5 residential lots and a private recreation facility.

The subject property is located on the north side of Bernardo Heights Parkway between Paseo Lucido and Via Embeleso, and is more particularly described as Lot 7, Bernardo Heights Unit 10, Map-9857, in Zone R1-5000, in the Rancho Bernardo Community Plan area.

(District-1.)

Jerome's

Subitem-A: (R-90-687) ADOPTED AS RESOLUTION R-274730

Adoption of a Resolution certifying that the information contained in Environmental Negative Declaration END-89-0488 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said declaration has been reviewed and considered by the Council.

Subitem-B: (O-90-82) INTRODUCED, TO BE ADOPTED DECEMBER  
4, 1989

Introduction of an Ordinance for CA Zoning.

Subitem-C: (R-90-686) ADOPTED AS RESOLUTION R-274731

Adoption of a Resolution amending the community plan and General Plan, to become effective after the next omnibus hearing.

3HJC

Subitem-D: (R-90-685) ADOPTED AS RESOLUTION R-274732

Adoption of a Resolution certifying that the information contained in Environmental Negative Declaration END-89-0685 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said declaration has been reviewed and considered by the Council.

Subitem-E: (R-90-684) ADOPTED AS RESOLUTION R-274733

Adoption of a Resolution approving the plan amendment.

FILE LOCATION: Subitem A ZONE ORD. NO.; Subitem B--;  
Subitem C LAND - Scripps Miramar Ranch  
Community Plan; Subitems D & E LAND - Rancho  
Bernardo Community Plan.

COUNCIL ACTION: (Tape location: G052-070.)

Hearing began at 4:19 p.m. and halted at 4:20 p.m.

MOTION BY STRUIKSMA TO APPROVE. Second by McCarty. Passed by the following vote: Wolfsheimer-not present, Roberts-yea, McColl-yea, Pratt-not present, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-not present, Mayor O'Connor-yea.

ITEM-337: (R-90-370) CONTINUED TO JANUARY 16, 1990 AT  
2:00 P.M.

Matter of a proposal to adopt:

- 1) An Urban Design Element for the University Community Plan area and revisions to the adopted University Community Plan to insure consistency with the Urban Design Element;
- 2) Other miscellaneous consistency changes; and
- 3) Modifications to the 1987 community plan required by the Coastal Commission.

The University Community Plan is bounded by Los Penasquitos Lagoon and the toe of the east facing slopes of Sorrento Valley on the North; the tracks of the Atchison, Topeka and Santa Fe Railroad, NAS Miramar and I-805 on the east; the southern boundary of Marian Bear Park on the south; and I-5, Gilman Drive, North Torrey Pines Road, La Jolla Farms, and the Pacific Ocean on the west.

The Environmental Quality Division has determined that the

project is exempt from the California Environmental Quality Act (CEQA) pursuant to Section 15061 (b)(3) of the State CEQA Guidelines.

The proposed plan additions and revisions also constitute an amendment to the City of San Diego's Local Coastal Program (LCP). If adopted by the City the proposed LCP amendment must be submitted to the California Coastal Commission for review and certification. The LCP amendment would not become effective until after approval by the California Coastal Commission.

(District-1)

Adoption of a Resolution adopting an amendment to the University Community Plan and an amendment to the North City Local Coastal Program Land Use Plan (of which University Community Plan is a part), and authorizing and directing the Planning Director to transmit this Local Coastal Program amendment to the California Coastal Commission for its final and effective certification.

FILE LOCATION: LAND - University Community Plan

COUNCIL ACTION: (Tape location: D046-052.)

MOTION BY HENDERSON TO CONTINUE TO JANUARY 16, 1990, FOR PROPER NOTICING, AT THE CITY MANAGER'S REQUEST. Second by Struiksma.

Passed by the following vote: Wolfsheimer-not present, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-338: (O-90-18) TRAILED AS UNFINISHED BUSINESS TO MONDAY, NOVEMBER 20, 1989

(Continued from the meetings of September 11, 1989, Item 53, September 25, 1989, Item 200 and October 10, 1989, Item 200; last continued at the Planning Department's request, for further review of the costs.)

Adoption of an Ordinance amending Chapter 9, Article 5, Division 1, of the San Diego Municipal Code by amending Sections 95.0102, 95.0104, 95.0107, 95.0108, 95.0110, 95.0118, and by repealing Section 95.0123, all relating to Signs and House Numbers, to provide a full cost recovery program for enforcing the City's Sign Code Ordinance.

(Introduced on 7/31/89. Council voted 7-1. District 6 voted nay. District 2 not present.)

NOTE: See Item 339 on today's docket for a companion item.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: H380-383.)

ITEM-339: (R-90-392) TRAILED AS UNFINISHED BUSINESS TO  
MONDAY, NOVEMBER 20, 1989

(Continued from the meetings of September 11, 1989,  
Item 205, September 25, 1989, Item 201, and October 10,  
1989, Item 201; last continued at the Planning Department's  
request, for further review of the costs.)

Adoption of a Resolution amending the Planning Department  
Schedule of Fees and Deposits to include a Sign Code  
Inspection Maintenance fee of \$12.75 annually for each sign  
requiring a permit.

PLANNING DEPARTMENT SUPPORTING INFORMATION: The proposed Sign  
Code Inspection Maintenance Fee of \$12.75 per sign, per year is  
necessary to fund full cost recovery for Sign Code Enforcement.  
Council action on July 31, 1989 accepted the Planning Department  
Report PDR-89-394 and introduced amendments necessary to  
implement a cost recovery program for Sign Code Enforcement.  
This fee is based upon current estimates of 16,000 businesses  
using 34,000 to 40,000 signs. Using a mid range of 37,000 signs  
at \$12.75 per sign, this would generate \$471,750 short of the  
\$485,111 for full cost recovery. If, however, the number of  
signs exceeds 38,000, full cost recovery would be achieved.  
Delinquent charges are proposed at \$25 after the first 20 days.  
Unpaid fees will be carried over to the following year.  
NOTE: See Item 338 on today's docket for a companion item.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: H380-383.)

ITEM-S500: (O-90-92) TRAILED AS UNFINISHED BUSINESS TO MONDAY,  
NOVEMBER 20, 1989

First public hearing in the matter of:  
Amending Ordinance O-17326 (New Series), as amended,  
entitled "An Ordinance Adopting the Annual Budget for the  
Fiscal Year 1989-90 and Appropriating the Necessary Money  
to Operate the City of San Diego for said Fiscal Year", by  
amending Document No. 00-17326-1, as amended and adopted  
therein, by amending the Budget for the Planning Department  
(065) by adding one-half (0.50) Principal Planner and two  
(2.00) Zoning Investigators II to Program Element 06574 for

the purpose of administering the Sign Code Inspection Maintenance Program beginning January 1, 1990; and the

Budgets of the Auditor and Comptroller (050) and City Treasurer (052) by adding one-quarter (0.25) Account Clerk to the Auditor and Comptroller personnel authorization and .05 Cashier, .30 Account Clerk, .25 Collector I, .13 Collector II and .20 Clerical Assistant II to the Treasurer's personnel authorization; authorizing the Auditor and Comptroller to increase the Fiscal Year 1989-90 appropriation of the Planning Department (065) by \$152,440, the City Treasurer's Department (052) by \$45,641 and the Auditor and Comptroller by \$18,030; and further increase the General Fund 100 and Revenue Estimates in the General Fund for Sign Code Fees (Revenue Account 73810) by the sum of \$270,761, to accommodate personnel and related non-personnel expenses in Program Element 06574; authorizing the Auditor and Comptroller to transfer within the General Fund 100 the sum of \$23,000 from the Unallocated Reserve (605) to the Planning Department (065) to fund one-time data processing start up costs.

NOTE: See the docket of 11/21/89 for the the introduction and adoption of the Ordinance. Today's action is the first public hearing.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: H380-383.)

ITEM-S501: (R-90-782) ADOPTED AS RESOLUTION R-274727

Urging the California Legislature to amend the San Diego Unified Port District Act to provide sharing of revenues with district cities for public safety purposes.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A131-141.)

MOTION BY STRUIKSMA TO ADOPT. Second by McCarty. Passed by the following vote: Wolfsheimer-not present, Roberts-yea, McColl-not present, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-CS-1: (R-90-754) ADOPTED AS RESOLUTION R-274728

A Resolution adopted by the City Council in Closed Session on November 14, 1989:

Authorizing and empowering the City Manager to pay the amount of \$48,509.51 to Robert H. Born Consulting Engineers for consulting services and expert testimony in defense of the claims against the City of San Diego in the case, Woolrich, et. al. v. City of San Diego, et. al, Superior Court Case No. 599215, for flood damages; authorizing the City Auditor and Comptroller to issue one check in the amount of \$48,509.51, made payable to Robert H. Born Consulting Engineers in payment of services rendered. Aud. Cert. No. 9000447

FILE LOCATION: MEET

NON-DOCKET ITEMS:

None.

COUNCIL COMMENT:

None.

PUBLIC COMMENT:

None.

ADJOURNMENT:

By common consent, the meeting was adjourned by Deputy Mayor McCarty at 5:26 p.m.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: H380-383).